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09/63/55

08/02/00

# CONTINUING (1.53(b)) UTILITY PATENT APPLICATION TRANSMITTAL

(Only for continuing applications under 37 CFR 1.53(b))

Attorney Docket No.  
1046.1028D2/DSG

First Named Inventor: Tetsuya NISHI

Title: POLARIZATION CONTROL OPTICAL SPACE SWITCH

Express Mail Label No.

## APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent  
application contents.ADDRESS TO: Assistant Commissioner for Patents  
Box Patent Application  
Washington, DC 20231

1. ☒ Fee Transmittal Form
2. ☒ Specification, Claims & Abstract ..... [ Total Pages: 121 ]
3. ☒ Drawing(s) (35 USC 113) ..... [ Total Sheets: 31 ]
4. ☒ Oath or Declaration ..... [ Total Pages: 2 ]
  - a. ☐ Newly executed (original or copy)
  - b. ☒ Copy from a prior application (37 CFR 1.63(d)) (see Box 18)
5. ☐ This application is filed by fewer than all the inventors named in the prior nonprovisional application.
  - a. ☐ DELETE the following inventor(s) named in the prior nonprovisional application:
  - b. ☐ The inventor(s) to be deleted are set forth on a separate sheet attached hereto.
6. ☒ Incorporation by Reference (usable if Box 4b is checked)  
The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 4b, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.
7. ☐ Microfiche Computer Program (Appendix)
8. ☐ Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)
  - a. ☐ Computer Readable Copy
  - b. ☐ Paper Copy (identical to computer copy)
  - c. ☐ Statement verifying identity of above copies

## ACCOMPANYING APPLICATION PARTS

9. ☐ Assignment Papers (cover sheet & document(s))
10. ☐ 37 CFR 3.73(b) Statement (when there is an assignee) [ ] Power of Attorney
11. ☐ English Translation Document (if applicable)
12. ☒ Foreign priority benefit under 35 U.S.C. §119 is claimed.
  - a. ☒ Certified Copy of Priority Document(s) filed in prior application No. 08/200,657.
  - b. ☐ Certified Copy of Priority Document(s) enclosed.
  - c. ☐ Certified Copy of Priority Document(s) to follow.
13. ☒ Information Disclosure Statement (IDS)/PTO-1449 [ ] Copies of IDS Citations
14. ☒ Preliminary Amendment
  - a. ☒ enclosed herewith.
  - b. ☒ incorporated herein (see Box 18).
15. ☒ Return Receipt Postcard (MPEP 503) (Should be specifically itemized)
16. ☐ Small Entity Statement(s) [ ] Statement filed in prior application, status still proper and desired.
17. ☐ Other:

**18. CONTINUING APPLICATION**, check appropriate box and supply the requisite information below:[ ] Continuation [X] Divisional [ ] Continuation-in-part (CIP) of prior application No: 08/200,657Prior application information: Examiner: R. ShaferGroup/Art Unit: 2872

\* \* \*

**Preliminary Amendment:**[X] Cancel in this application original claims 2-22 of the prior application before calculating the filing fee.  
(At least one original independent claim must be retained for filing purposes.)

[X] Amend the specification by inserting before the first line the sentence:

--This application is a divisional of application number 08/200,657, filed February 23, 1994, now  
allowed.--**19. NEW CORRESPONDENCE ADDRESS \* CUSTOMER NO. 21,171**STAAS & HALSEY LLP  
700 Eleventh Street, N.W.  
Suite 500  
Washington, DC 20001

Telephone: (202) 434-1500

Facsimile: (202) 434-1501

**20. SIGNATURE OF ATTORNEY OR AGENT**

NAME	Deborah S. Gladstein	REGISTRATION NO.	43,636
SIGNATURE	<i>Deborah S. Gladstein</i>	DATE	8/2/00

# NEW APPLICATION FEE TRANSMITTAL

Attorney Docket No. 1046.1028D2/DSG

Application Number

Filing Date

August 2, 2000

AMOUNT ENCLOSED

\$ 690.00

First Named Inventor

Tetsuya NISHI

## FEE CALCULATION (fees effective 12/29/99)

FEE CALCULATION (Continued)					
CLAIMS	(1) FOR	(2) NUMBER FILED	(3) NUMBER EXTRA	(4) RATE	(5) CALCULATIONS
	TOTAL CLAIMS	9 - 20 =	0	X \$ 18.00 =	\$ 0.00
	INDEPENDENT CLAIMS	1 - 3 =	0	X \$ 78.00 =	0.00
	MULTIPLE DEPENDENT CLAIMS (any number; if applicable) —			+ \$260.00 =	
				<b>BASIC FILING FEE</b>	690.00
				Total of above Calculations =	\$ 690.00
	Surcharge for late filing fee, Statement or Power of Attorney (\$130.00)				+
	Reduction by 50% for filing by small entity (37 CFR 1.9, 1.27 & 1.28).				-
				<b>TOTAL FILING FEE =</b>	\$ 690.00
	Surcharge for filing non-English language application (\$130.00; 37 CFR 1.52(d))				+
	Recordation of Assignment (\$40.00; 37 CFR 1.21(h)(1))				+
				<b>TOTAL FEES DUE =</b>	\$ 690.00

## METHOD OF PAYMENT

- ☒ Check enclosed as payment.
- ☐ Charge "TOTAL FEES DUE" to the Deposit Account No., below.
- ☐ No payment is enclosed and no charges to the Deposit Account are authorized at this time.

## GENERAL AUTHORIZATION

- ☒ If the above-noted "AMOUNT ENCLOSED" is not correct, the Commissioner is hereby authorized to credit any overpayment or charge any additional fees necessary to:

Deposit Account No.

19-3935

Deposit Account Name

STAAS &amp; HALSEY LLP

- ☒ The Commissioner is also authorized to credit any overpayments or charge any additional fees required under 37 CFR 1.16 (filing fees) or 37 CFR 1.17 (processing fees) during the prosecution of this application, including any related application(s) claiming benefit hereof pursuant to 35 USC § 120 (e.g., continuations/divisionals/CIPs under 37 CFR 1.53(b) and/or continuations/divisionals/CPAs under 37 CFR 1.53(d)) to maintain pendency hereof or of any such related application.

## SUBMITTED BY: STAAS & HALSEY LLP

Typed Name	Deborah S. Gladstein	Reg. No.	43,636
Signature	<i>Deborah S. Gladstein</i>	Date	8/2/00

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Tetsuya NISHI et al.

Serial No.: Div. of Serial No. 08/200,657

Filed: August 2, 2000

Group Art Unit: unassigned

Examiner: unassigned

For: POLARIZATION CONTROL OPTICAL SPACE SWITCH

**REQUEST FOR CHANGE OF ADDRESS**

*Assistant Commissioner for Patents  
Washington, D.C. 20231*

Sir:

Please correct the address of the undersigned attorney for applicants to:

STAAS & HALSEY LLP

700 ELEVENTH STREET, N.W.

SUITE 500

WASHINGTON, DC 20001

Respectfully submitted,

STAAS & HALSEY LLP

By: Deborah S. Gladstein

Deborah S. Gladstein

Registration No. 43,636

Date: 8/2/00